

REMARKS

Reconsideration of this application, as amended, is respectfully requested.

Initially, the Applicants would like to thank the Examiner for the indications that claims 18-20 are allowed and claims 21 and 22 contain allowable subject matter and would be allowed if rewritten in independent form.

In the Official Action, the Examiner rejects claims 1, 2, 5-8, 10 and 13-16 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Application Publication No. 2001/0051766 to Gazdzinski (hereinafter "Gazdzinski") in view of U.S. Patent Application Publication No. 2002/0177884 to Ahn et al., (hereinafter "Ahn").

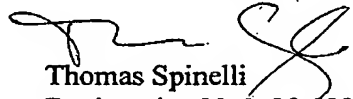
In response, independent claims 1 and 10 have been amended to include the features of allowable claims 21 and 22, respectively. The amendment to claims 1 and 10 are fully supported in the original disclosure, particularly at claims 21 and 22. Furthermore, since claims 21 and 22 were previously presented, the amendment to claims 1 and 10 to include the features of claims 21 and 22 do not raise a new issue. Accordingly, it is respectfully requested that the present amendment be entered by the Examiner and considered on the merits.

Consequently, independent claims 1 and 10 are not rendered obvious by the cited references because neither the Gazdzinski patent application nor the Ahn patent application, whether taken alone or in combination, teach or suggest a wireless in-vivo information acquiring system and a body-insertable device, respectively, having the features recited in allowable claims 21 and 22, respectively. Accordingly, claims 1 and 10 patentably distinguish over the prior art and are allowable. Claims 2, 5-8 and 13-16 being dependent upon claims 1 and 10 are thus at least allowable therewith. Consequently, the Examiner is

respectfully requested to withdraw the rejection of claims 1, 2, 5-8, 10 and 13-16 under 35 U.S.C. § 103(a).

In view of the above, it is respectfully submitted that this application is in condition for allowance. Accordingly, it is respectfully requested that this application be allowed and a Notice of Allowance issued. If the Examiner believes that a telephone conference with Applicants' attorneys would be advantageous to the disposition of this case, the Examiner is requested to telephone the undersigned.

Respectfully submitted,


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